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PART I

Punjab Government Notifications and Orders

GOVERNMENT OF PUNJAB

DEPARTMENT OF LOCAL GOVERNMENT

(Local Government- 4 Branch)

(Municipal Bhawan , Plot No-3 , Sector 35-A, Chandigarh)

NOTIFICATION

The 25th November, 2020

No.5/34/2018-1LG4/2360.-In exercise of the power conferred by section 21 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No. 7 of 2014), The Governor of Punjab is pleased notify the following Plan for Street Vending for carrying out the purposes of the aforesaid Act within the urban limits of Municipal Council, Faridkot namely:-

CHAPTER-I

1. Short title and commencement. –

- (1) This plan may be called the Municipal Council, Faridkot Street Vendors (Protection of Livelihood and Regulation of Street Vending) Plan, 2020.
- (2) It shall come into force on and with effect from the date of its publication in the official Gazette.

2. Definition.-(1) In this plan, unless the context otherwise requires,-

- (a) “Act” means the street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014;
- (b) “Annexure” means the Annexure appended to this plan;
- (c) "Evening bazaar"means a bazaar where sellers and buyers traditionally congregates for the sale and purchase of products or services on evening and will be determined as such by the Municipal Council, Faridkot, Distt. Faridkot time to time on the recommendations of the Town Vending Committee;
- (d) “Scheme” means the Punjab Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2016 as notified and time to time amended by the Government under Second Schedule of section 38 of the Act.

- (3) The words and expression not defined in the plan but defined in the Act, Rules and the Scheme, shall have the same meaning as assigned to these words and expressions in the said Act, Rules and the Scheme or as amended time to time, as the case may be.

CHAPTER-II

- 3. Stationery Street Vendors:-** An urban area having total population of 87695 as per census 2011 shall have the vending zone(s) in the ration of 2.5 % of the population as envisaged under the Act, at the places identified, subject, however, to the following norms, namely:-

- (1) No person shall carry out any sale transaction, as specified in except areas earmarked to them in their Street Vending Certificates.
- (2) Each Street Vending Certificate holder shall keep a photo ID issued in the form (as specified in Annexure-III) of the Scheme.
- (3) In the survey 622 street vendors have been identified in Municipal Council, Faridkot.
- (4) The following areas as specified in the Table given below, to be the Vending Zones for the Municipal Council, Faridkot namely.-

TABLE

| Serial No. | Name of Vending Zones |
|-------------------|--|
| 1 | Thandi Sadak |
| 2 | Circular Road |
| 3 | Kamiana Gate |
| 4 | Sadiq Chowk |
| 5 | Brijindra College Road |
| 6 | Kassi Baba Farid School Road |
| 7 | Bazigar Basti Road |
| 8 | Anandeyana Gate to Sadiq Chowk (Aara Market Road) |
| 9 | Opposite Netaji Subash Chander Market in Darbar Ganj |

5. The total capacity of street vendors in Municipal Council, Faridkot is 675. Vending Zones number 1 to 7 above are Evening Bazars traditionally, these shall continue to be Evening Bazars. Stationary Street Vending in these zones shall continue to be allowed in the evening only, however, subject to the smooth traffic movement.
6. Each vending zone:-
 - (a) Shall have potable water supply and street light facility.
 - (b) Shall have dustbins as per specifications of the Swachh Bharat Mission or any other Mission/Scheme.
 - (c) Shall be cleaned during night time under the said Mission/Scheme.
 - (d) Shall have one toilet with in 1km of the vending site.
7. Stationary street vendor shall be provided foundation area by the Urban Local Body.
8. The street vendors who were identified in the survey only to be given a space on time sharing basis in a common shed covered with sheets with a minimum height of 18-20 ft without walls, to carry on the business of vending activities in accordance with the terms and conditions fixed by the Urban Local Bodies.

9. The place of vending shall be allotted by way of draw of lot and this process should be videographed.
10. Street Vendors shall have no right of ownership of the allotted place. He will have to pay regularly vending fee levied under Street Vendors Scheme or fixed by local bodies. Otherwise the local bodies have a right to evict the vendors.
11. The identified Street vendor shall not be allowed more space beyond 8'X8' as per Street Vendors Act, 2014. This vending area includes passage in front of stall/ pushcarts for consumers/users to stand or buy goods and walk way for pedestrians.
12. No vendors shall be allowed in vending zone on the footpath/ pavements on roadside.
13. Footfall status, road width and density of vehicular and pedestrian movement shall be as per Street Vendors Act, 2014 and Street Vendors Rules, 2015 and Street Vendors Scheme, 2016.
14. It may be ensured that the proposal of relocation of sites shall not affect the easement rights i.e do not encroach upon the rights of adjoining property owners, road users/pedestrians and parks/ green belts.
15. Each street Vendor shall ensure that he will not encroach upon the Government passage in front of his vending space, which would cause inconvenience to the General Public or cause an obstruction in the passage or road adjoining their vends of smooth movement.
16. The plan of basic services lines with indication of catch pits and manholes shall be available on authentic map of vending areas. The existence of public taps and conveniences shall also be indicated. A schedule of solid waste removal from that area also has to be taken on record. The adequacy or otherwise of these services in vending areas across the city or town shall be examined.
17. The area of 200 meters of the Mini Secretariat, District Collectorate, offices of District Panchayat, Municipal Corporation, Municipality , Nagar Panchayat, Cantonment Board, Archeological Survey of India and State archeological monuments and 50 meters from crossing of two or more roads on all sides and any declared heritage structures by the local authority shall be the no vending zone .
18. No vending activity shall be allowed at a distance of 50 meters from any junction/exit/entry of road or near railway line as per Street Vendor Act.
19. This notification is also subject to the following conditions related to Traffic and Pedestrian Safety:-
 - i) Dimensions be marked in uniform units, creates confusion.
 - ii) Pattern of vehicle be defined.
 - iii) Provision of Bollards on the entry of the vending zones.
 - iv) Safe Pedestrian Crossing Facilities is to be required where vending zone continue after a crossing road.
 - v) Parking plans to be marked at vending zones.
20. Vacant land in front of vending zones to be made pedestrian friendly at all places.
21. It must be ensured that there be no traffic problem near vending zones and no hindrances for the Pedestrians, vehicles or medical vans near roadsides.
22. The layout plan be amended according to above advisory.

CHAPTER-III

- (4) **Mobile Street Vendors:** -Each Mobile vendor shall obtain a Street Vending Certificate as provided by the aforesaid scheme and shall also keep the photo identity card while doing any sale activity in the Municipal Council, Faridkot.

CHAPTER-IV

- (5) No Vending Zone:-** I. The following areas, as indicated in the Table given below, shall be the 'No Vending Zones' in Municipal Council, Faridkot:-

TABLE

| Serial No | Name of Area |
|-----------|---|
| 1 | Around Clock Tower |
| 2 | Outside Rest House |
| 3 | Ghanahiya Chowk to Nehru Gate |
| 4 | Inside old Grain Market |
| 5 | Main Bazar |
| 6 | Outside Bus Stand |
| 7 | Mulkha Chowk |
| 8 | Baba Farid Market (Except Parsad Shops) |
| 9 | Any street in city less than 10ft wide |

- (2) No Mobile Street Vendor or Stationery Street Vendor shall carry out any vending activity in the area or Zones, as specified in clause (1) above.

CHAPTER-V

- (6) Miscellaneous:-** (1) Every Municipality shall ensure that the area being provided to the street vendors is its property (i.e. the concerned Municipal Committee's property) In case, such property is the ownership of any Central or the State Authority or any other Government/Corporate Authority, then respective M.C. shall get a No Objection from the Authority concerned and only there after earmark such property is the ownership of any Central or the State Authority or any other Government/Corporate Authority , then respective M.C. shall get a No Objection from the Authority Concerned and only there after earmark such property same to be a vending area/zone.

(3) Each street vendor shall ensure he will not encroach the Government passage in front of his vending space , which would cause inconvenience to the general public or cause on obstruction in the passage or road adjoining their vends for smooth movement.

6. Rates of street vending shall be decided as per the nature of vending , location of vending zone and also to meet the expenses for making arrangement for land and civic amenities given by Nagar Council Faridkot.

AJOY KUMAR SINHA, IAS,

Secretary to Government of Punjab,
Department of Local Government.

Chandigarh

The 16th November, 2020